

JUL 20 2011

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being transmitted to the United States Patent and Trademark Office via facsimile to (571) 273-0299 and (571) 273-8300: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: June 23, 2011 July 20, 2011

Typed or printed name

A. Locke

Signature

A. Locke

Date

June 23, 2011July 20, 2011

UNITED STATES PATENT AND TRADEMARK OFFICE

Board of Patent Appeals and Interferences

REINHART BOERNER VAN
DEUREN P.C.
2215 PERRYGREEN WAY
ROCKFORD, IL 61107

Appeal No: 2009-012437
 Appellant: Patrick C. St. Germain
 Application No: 10/682,444
 Hearing Room: A
 Hearing Docket: B
 Hearing Date: Thursday, July 21, 2011
 Hearing Time: 01:00 PM
 Location: Madison Building - East Wing
 600 Dulany Street, 9th Floor
 Alexandria, Virginia 22313-1450

NOTICE OF HEARING
CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

Your attention is directed to 37 CFR § 41.47. The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up. The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced. If there are any inquiries, please contact the Clerk of the Board at 571-272-9797.

The application involved in this appeal has been published. Accordingly, the hearing in this appeal is open to the public.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED. This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

BPAI HEARINGS FAX No: (571) 273-0299

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 United States Patent and Trademark Office
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 Alexandria, Virginia 22313-1450

Applicant has now
 decided to waive
 attendance at the
 hearing scheduled
 for July 21, 2011.

In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE: HEARING ATTENDANCE CONFIRMED HEARING ATTENDANCE WAIVED

Signature of Attorney/Agent/Appellant

Date

JULY 23, 2011 35,110

Registration No.

Names of other visitors expected to accompany counsel:

For information on visitor access to hearing rooms and security procedures at the USPTO Alexandria Campus, see
http://www.uspto.gov/web/offices/docm/gcouncil/contact.htm#bpai_contacts